

08-11-04

3671  
IPW

PTO/SB/21 (04-04)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

## TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

		Application Number	10/702,317
		Filing Date	November 6, 2003
		First Named Inventor	DAVIS, et al.
		Art Unit	3671
		Examiner Name	Gary S. Hartmann
Total Number of Pages in This Submission	2	Attorney Docket Number	28520.01

### ENCLOSURES (check all that apply)

<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to Technology Center (TC)
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input checked="" type="checkbox"/> Amendment / Reply	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Terminal Disclaimer	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Request for Refund	<b>Return Receipt Postcard</b>
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> CD, Number of CD(s) _____	
<input type="checkbox"/> Certified Copy of Priority Document(s)		
<input type="checkbox"/> Response to Missing Parts/Incomplete Application		
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		
Remarks		

### SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	Jack Kenneth Greer, Jr.
Signature	
Date	08-10-2004

### CERTIFICATE OF MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

Typed or printed name	Express Mail Number: EV 431723248 US	
Signature		Date

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: C. Reed Davis et al. Confirmation No. 7913  
Serial No.: 10/702,317  
Filed: 11/06/2003  
Title: Protection Barrier System  
Atty. Docket No: 28520.01  
Examiner: Gary S. Hartmann  
Art Unit: 3671  
Customer No. 22465

**AMENDMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

The following election is in response to the Office Action mailed July 12, 2004, requesting restriction to one of numerous inventions under 35 U.S.C. 121.

Applicants elect, with right of traverse, for prosecution of the invention of Group II, Claims 8 -10, 17 and 23, drawn to a protection barrier, classified in class 404, subclass 9.

Examiner identified three groups for each of the claimed inventions, namely: Group I of Claims 1, 3 - 5, 7 and 28, drawn to a protection barrier, classified in class 404, subclass 6, Group II as referenced hereinabove, and Group III of Claims 31 - 34, drawn to a protection barrier, classified in class 256, subclass 13.1. In view of the Examiner's restriction requirement, Applicants retain the right to present the claims of Groups I and III in one or more divisional applications.

Please contact the undersigned, if needed, to expedite prosecution of the application.

Respectfully submitted,



Jack Kenneth Greer  
Registration No. 42,605

PITTS AND BRITTIAN, P.C.  
P.O. Box 51295  
Knoxville, Tennessee 37950-1295  
(865) 584-0105 Voice  
(865) 584-0104 Fax